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PATENT
Attorney Docket No.: A-68718-3/RFT/RMS/RMK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Duong

Serial No. 09/904,175

Filed: July 11, 2001

For: DEVICES AND METHODS FOR
BIOCHIP MULTIPLEXING

Examiner: NOT YET ASSIGNED

Group Art Unit: 1645

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, DC 20231
on:

Dated: 1-4-02

Signed: Christine P. Peters

Christine P. Peters

INFORMATION DISCLOSURE STATEMENT AND
STATEMENT OF RELATEDNESS

Assistant Commissioner
for Patents
Washington, DC 20231

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the reference cited on the accompanying form PTO-1449.

Further, in accordance with the provisions of 37 C.F.R. §§ 1.97(c) and 1.97(e)(1), the undersigned certifies that the references listed on the enclosed form PTO-1449 were cited in the International Search Report dated October 05, 2001, for a counterpart PCT application. As such, the filing of the instant Information Disclosure Statement is within three months of the date of that International Search Report and, therefore, need not be accompanied by the fee as set forth in 37 C.F.R. § 1.17(p). A copy of the International Search Report for the counterpart PCT application is enclosed herewith.

With respect to patent applications, the applicants point out their duty under M.P.E.P. §2001.06(b) to disclose relevant patent applications of which they are aware. To this end, the applicants draw the Examiner's attention to the following patent applications;

1. United States Serial Number 09/760,384, filed January 11, 2001 and 09/993,342, filed November 05, 2001.
2. U.S.S.N. 08/743,798, filed November 5, 1996; U.S.S.N. 08/873,978, filed June 12, 1997; U.S.S.N. 08/899,510, July 24, 1997; U.S.S.N. 08/911,085, filed August 14, 1997, now Patent Number 6,090,933; U.S.S.N. 09/557,577, filed April 21, 2000; and U.S.S.N. 09/577,429, filed May 22, 2000.
3. U.S.S.N. 08/873,597, filed June 12, 1997; U.S.S.N. 08/911,589, filed August 14, 1997; and U.S.S.N. 09/660,374, filed September 12, 2000.
4. U.S.S.N. 09/096,593, filed June 12, 1998.
5. U.S.S.N. 09/134,058, filed August 14, 1998; U.S.S.N. 09/338,726, filed June 23, 1999; U.S.S.N. 09/440,371, filed November 12, 1999; U.S.S.N. 09/520,477, filed March 8, 2000; and U.S.S.N. 09/712,792, filed November 13, 2000.
6. U.S.S.N. 09/238,351, filed January 27, 1999 and 09/621,275 filed July 20, 2000.
7. U.S.S.N. 09/245,105, filed January 27, 1999.
8. U.S.S.N. 09/397,957, filed September 17, 1999.
9. U.S.S.N. 09/847,113, filed May 1, 2001.

None of the foregoing references are believed to disclose the invention as claimed. Nothing herein shall constitute an admission concerning the contents of any of the cited

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references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

Although no fee is believed to be due, the Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1300 (Our Order No. A-68718-3/RFT/RMS/RMK).

Respectfully submitted,

FLEHR, HOHBACH, TEST,
ALBRITTON & HERBERT

Dated: 1/4/02


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